IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 459 (SS) OF 2005

Satnam Singh,
S/o late Harbhajan Singh,
R/o Village C-417, Yamuna Colony.
Dak Patthar, Dehradun,
District-Dehradun. .....Petitioners.

Versus

1. Executive Engineer, Tons Civil Nirman Mandal, Dehradun, 1st Dehradun, District Dehradun.
2. Assistant Engineer, Yamuna Nirman Khand, Ist Dehradun, Yamuna Colony, Dehradun, District-Dehradun. .....Respondents.

Dated: 07.03.2006

Hon'ble Rajesh Tandon, J.

Heard Sri S.S. Yadav, Advocate for the petitioner and Standing Counsel for the respondents.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing to appoint the petitioner on the post of Regular Work Supervisor or any equivalent post regarding his qualification. Further prayer has also been made for a writ of mandamus directing the respondents to take the decision on the representation-dated 11.02.2004 (Annexure No. 5 to the writ petition).

Briefly stated, according to the case of the petitioner, his father late Sri Harbhajan Singh was working as Mechanic in

regular establishment and he died in the year, 1986. Immediately after the death of his father, the petitioner moved an application on 24.06.1986 for compassionate appointment under Dying in Harness Rules. At the relevant time, the petitioner was High School, but his appointment was made on the post of Gaje Reader on 22.07.1986.

Thereafter, the petitioner made various representations before the authority concerned regarding the appointment on the post of Work Supervisor (Class III post), but the authority concerned did not give any heed to the representation on the petitioner dated 30.12.2003.

Petitioner has submitted that he is not being considered for the post of Class-III whereas one person has been appointed for the said post.

In view of the above, the respondents are directed to consider the representation of the petitioner (Annexure No. 5 to the writ petition) regarding appointment on the post of Work Supervisor on the ground of parity.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

07.03.2006
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